

House Engrossed

~~charter schools; financial requirements; revisions~~  
(now: public schools; requirements; revisions)

State of Arizona  
House of Representatives  
Fifty-sixth Legislature  
First Regular Session  
2023

# HOUSE BILL 2060

AN ACT

AMENDING TITLE 15, CHAPTER 1, ARTICLE 1, ARIZONA REVISED STATUTES, BY  
ADDING SECTION 15-120.04; AMENDING SECTIONS 15-211, 15-219, 15-249.16 AND  
15-828, ARIZONA REVISED STATUTES; RELATING TO PUBLIC SCHOOLS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 15, chapter 1, article 1, Arizona Revised  
3 Statutes, is amended by adding section 15-120.04, to read:

4 15-120.04. Postings on website; satisfaction of requirement

5 NOTWITHSTANDING ANY OTHER LAW:

6 1. A SCHOOL DISTRICT, A SCHOOL THAT IS OPERATED BY A SCHOOL  
7 DISTRICT OR A CHARTER SCHOOL MAY SATISFY ANY STATUTORY REQUIREMENT TO  
8 POST, PROMINENTLY DISPLAY, MAKE ACCESSIBLE OR OTHERWISE INCLUDE SPECIFIED  
9 INFORMATION ON ITS WEBSITE BY MAKING A LINK TO THE INFORMATION AVAILABLE  
10 ON THE SCHOOL DISTRICT'S, THE SCHOOL'S OR THE CHARTER SCHOOL'S HOME PAGE.

11 2. A SCHOOL DISTRICT, A SCHOOL THAT IS OPERATED BY A SCHOOL  
12 DISTRICT OR A CHARTER SCHOOL MAY CONSOLIDATE ALL INFORMATION THAT IT IS  
13 STATUTORILY REQUIRED TO POST, PROMINENTLY DISPLAY, MAKE ACCESSIBLE OR  
14 OTHERWISE INCLUDE ON ITS WEBSITE ON A SINGLE WEBPAGE AND IS NOT REQUIRED  
15 TO POST THIS INFORMATION ON ITS HOME PAGE.

16 Sec. 2. Section 15-211, Arizona Revised Statutes, is amended to  
17 read:

18 15-211. K-3 reading program; dyslexia specialist; dyslexia  
19 training; receipt and use of monies; additional  
20 funding; annual report

21 A. The department of education shall administer a K-3 reading  
22 program to improve the reading proficiency of pupils in kindergarten  
23 programs and grades one, two and three in the public schools of this  
24 state.

25 B. The department of education shall designate a dyslexia  
26 specialist for the department to provide school districts and charter  
27 schools with support and resources that are necessary to assist students  
28 with dyslexia.

29 C. On or before July 1, 2022, each school district and charter  
30 school shall ensure that at least one kindergarten through third grade  
31 teacher, LITERACY COACH OR LITERACY SPECIALIST in each school has received  
32 training related to dyslexia that complies with the requirements  
33 prescribed in section 15-219.

34 D. Each school district and charter school shall submit to the  
35 department of education a plan for improving the reading proficiency of  
36 the school district's or the charter school's pupils in kindergarten  
37 programs and grades one, two and three. The plan shall include baseline  
38 data on the reading proficiency of the school district's or the charter  
39 school's pupils in kindergarten programs and grades one, two and three and  
40 a budget for spending monies from both the K-3 support level weight and  
41 the K-3 reading support level weight established in section 15-943. Each  
42 school district and charter school shall annually submit to the department  
43 of education on or before October 1 an updated K-3 reading program plan  
44 that includes data on program expenditures and results.

1 E. School districts and charter schools shall use monies generated  
2 by the K-3 reading support level weight established in section 15-943 only  
3 on instructional purposes based on the plan submitted pursuant to  
4 subsection D of this section intended to improve reading proficiency for  
5 pupils in kindergarten programs and grades one, two and three with  
6 particular emphasis on pupils in kindergarten programs and grades one and  
7 two.

8 F. Each school district and charter school that is assigned a  
9 letter grade of C, D or F pursuant to section 15-241 or that has more than  
10 ten percent of its pupils in grade three who do not demonstrate sufficient  
11 reading skills as established by the state board of education according to  
12 the reading portion of the statewide assessment shall receive monies  
13 generated by the K-3 reading support level weight established in section  
14 15-943 only after the K-3 reading program plan of the school district or  
15 charter school has been submitted, reviewed and recommended for approval  
16 by the department of education and approved by the state board. The state  
17 board must give approval to a school district or charter school before any  
18 portion of the monies generated by the K-3 reading support level weight  
19 may be distributed to the school district or charter school pursuant to  
20 this subsection.

21 G. Pupils in a charter school that is in its first year of  
22 operation and that is sponsored by the state board of education, the state  
23 board for charter schools, a university under the jurisdiction of the  
24 Arizona board of regents, a community college district or a group of  
25 community college districts are eligible for the K-3 reading support level  
26 weight.

27 H. The department of education shall solicit gifts, grants and  
28 donations from any lawful public or private source in order to provide  
29 additional funding for the K-3 reading program.

30 I. The state board of education may establish rules and policies  
31 for the K-3 reading program, including:

32 1. The proper use of monies in accordance with subsection E of this  
33 section.

34 2. The distribution of monies by the department of education in  
35 accordance with subsection D of this section.

36 3. The compliance of reading proficiency plans submitted pursuant  
37 to subsection D of this section with section 15-704.

38 J. Pursuant to subsection I of this section, the department of  
39 education shall develop program implementation guidance for school  
40 districts and charter schools to assist schools in administering an  
41 effective K-3 evidence-based reading program plan. This guidance shall  
42 include identifying and recommending appropriate program expenditures,  
43 providing technical oversight and assistance for annually updating reading  
44 program plans, selecting and adopting evidence-based reading curricula and  
45 providing and promoting teacher professional development that is based on

1 evidence-based reading research. The department shall prioritize supports  
2 and interventions, including enrollment in reading trainings and  
3 professional development, for school districts and charter schools that  
4 have the highest percentage of pupils who do not demonstrate sufficient  
5 reading skills as established by the state board of education. The  
6 department shall deposit any monies received for offering reading  
7 trainings or professional development, including coaching, in the  
8 department of education professional development revolving fund  
9 established by section 15-237.01.

10 K. On or before December 15, the department of education shall  
11 submit an annual report on the K-3 reading program to the governor, the  
12 president of the senate and the speaker of the house of representatives  
13 and shall provide a copy of this annual report to the secretary of state,  
14 the state board of education and the chairpersons of the education  
15 committees of the senate and the house of representatives. The report  
16 shall contain all of the following:

17 1. Information on the improvement of K-3 reading in this state,  
18 including achievement data statewide and achievement data at the school  
19 district and charter school level. The information pursuant to this  
20 paragraph shall include data and information on continued proficiency on  
21 the statewide assessment in subsequent grades.

22 2. A description of the activities of the department to support  
23 school districts and charter schools in improving K-3 reading.

24 3. Specific findings on methods by which the department may  
25 continue to improve support and assistance for school districts and  
26 charter schools in the administration of K-3 reading program plans.

27 4. Information and data on K-3 reading program plans throughout  
28 this state and the expenditure of K-3 reading monies by school districts  
29 and charter schools.

30 5. Data reported pursuant to section 15-701, subsection A,  
31 paragraph 2, subdivision (d).

32 Sec. 3. Section 15-219, Arizona Revised Statutes, is amended to  
33 read:

34 15-219. Dyslexia and reading impairment screening,  
35 intervention, accommodation and technology;  
36 continuing education; rules; training

37 A. The state board of education shall adopt rules to allow  
38 certificated teachers, LITERACY COACHES, LITERACY SPECIALISTS and  
39 administrators to count training regarding screening, intervention,  
40 accommodation, use of technology and advocacy for students with reading  
41 impairments, including dyslexia, as continuing education credits.

42 B. The department of education shall annually develop a list of  
43 training opportunities related to dyslexia that satisfy the requirements  
44 prescribed in subsection C of this section.

1 C. The training opportunities related to dyslexia developed  
2 pursuant to this section must meet professional development requirements  
3 and all of the following requirements:

4 1. Include at least one training opportunity that is provided  
5 entirely online.

6 2. Include the knowledge and practice standards of an international  
7 organization on dyslexia that is designated by the department of  
8 education.

9 3. Enable teachers, LITERACY COACHES, LITERACY SPECIALISTS AND  
10 ADMINISTRATORS to understand and recognize dyslexia.

11 4. Enable teachers, LITERACY COACHES, LITERACY SPECIALISTS AND  
12 ADMINISTRATORS to implement structured literacy instruction that is  
13 systematic, explicit, multisensory and evidence-based to meet the  
14 educational needs of students with dyslexia.

15 Sec. 4. Section 15-249.16, Arizona Revised Statutes, is amended to  
16 read:

17 15-249.16. Statutory handbooks of parental rights; posting

18 A. The department shall ~~establish~~ DEVELOP and post on its website a  
19 statutory handbook of parental rights ~~that consists~~ OUTLINING THE RIGHTS  
20 OF PARENTS OF CHILDREN ENROLLED IN SCHOOL DISTRICTS AND A STATUTORY  
21 HANDBOOK OF PARENTAL RIGHTS OUTLINING THE RIGHTS OF PARENTS OF CHILDREN  
22 ENROLLED IN CHARTER SCHOOLS.

23 B. THE STATUTORY HANDBOOK OF PARENTAL RIGHTS OUTLINING THE RIGHTS  
24 OF PARENTS OF CHILDREN ENROLLED IN SCHOOL DISTRICTS SHALL CONSIST of the  
25 text of the following statutes:

26 1. Title 1, chapter 6.

27 2. Section 15-102.

28 3. Section 15-110.

29 4. Section 15-113.

30 5. Section 15-117.

31 6. Section 15-351.

32 7. Section 15-721.

33 8. Section 15-722.

34 9. Section 15-730.

35 C. THE STATUTORY HANDBOOK OF PARENTAL RIGHTS OUTLINING THE RIGHTS  
36 OF PARENTS OF CHILDREN ENROLLED IN CHARTER SCHOOLS SHALL CONSIST OF THE  
37 TEXT OF THE FOLLOWING STATUTES:

38 1. TITLE 1, CHAPTER 6.

39 2. SECTION 15-102.

40 3. SECTION 15-110.

41 4. SECTION 15-113.

42 5. SECTION 15-117.

43 ~~B.~~ D. Each school district and charter school in this state shall  
44 ~~prominently~~ post on a publicly accessible portion of its website a link to

1 the statutory handbook of parental rights ~~established~~ DEVELOPED pursuant  
2 to subsection A of this section.

3 Sec. 5. Section 15-828, Arizona Revised Statutes, is amended to  
4 read:

5 15-828. Birth certificate; school records; exception

6 A. On enrollment of a pupil for the first time in a particular  
7 school district or private school offering instruction to pupils in any  
8 kindergarten programs or grades one through twelve, that school or school  
9 district shall notify the person enrolling the pupil in writing that  
10 within thirty days the person must provide one of the following:

11 1. A certified copy of the pupil's birth certificate.

12 2. Other reliable proof of the pupil's identity and age, including  
13 the pupil's baptismal certificate, an application for a social security  
14 number or original school registration records and an affidavit explaining  
15 the inability to provide a copy of the birth certificate.

16 3. A letter from the authorized representative of an agency having  
17 custody of the pupil pursuant to title 8, chapter 2 certifying that the  
18 pupil has been placed in the custody of the agency as prescribed by law.

19 B. If a child is instructed at home pursuant to section 15-802, the  
20 person who has custody of the child shall, within thirty days after the  
21 home instruction begins, provide to the county school superintendent of  
22 the county in which the child resides one of the following:

23 1. A certified copy of the child's birth certificate.

24 2. Other reliable proof of the child's identity and age, including  
25 the child's baptismal certificate, an application for a social security  
26 number or original school registration records and an affidavit explaining  
27 the inability to provide a copy of the birth certificate.

28 3. A letter from the authorized representative of an agency having  
29 custody of the pupil pursuant to title 8, chapter 2 certifying that the  
30 pupil has been placed in the custody of the agency as prescribed by law.

31 C. On presentation of a document pursuant to this section, a  
32 photocopy of the document shall be placed in the pupil's file and the  
33 document that is presented shall be returned.

34 D. A pupil shall be enrolled in the school or school district, or  
35 the county school superintendent shall record the pupil's name, using the  
36 name that is printed on the birth certificate, other reliable proof of the  
37 pupil's identity, or letter from an agency having custody of the pupil  
38 provided pursuant to this section. This subsection does not prohibit a  
39 school or school district from calling a pupil by any name the pupil's  
40 parent or guardian wishes the pupil to be called.

41 E. On the failure of a person enrolling a pupil or instructing a  
42 child at home to comply with subsection A or B of this section, the  
43 school, school district or county school superintendent shall notify that  
44 person in writing that, unless the person complies within ten days, the  
45 case shall be referred to the local law enforcement agency for

1 investigation. If compliance is not obtained within the ~~ten day~~ TEN-DAY  
2 period, the school, school district or county school superintendent shall  
3 refer the case to the local law enforcement agency.

4 F. The school, school district or county school superintendent  
5 shall immediately report to the local law enforcement agency any affidavit  
6 received pursuant to this section ~~which~~ THAT appears TO BE inaccurate or  
7 suspicious in form or content.

8 G. Within ~~five~~ TEN school days after enrolling a transfer pupil  
9 from a private school or another school district, a school shall request  
10 directly from the pupil's previous school a certified copy of the pupil's  
11 record. ~~The requesting school shall exercise due diligence in obtaining~~  
12 ~~the copy of the record requested.~~ Notwithstanding any financial debt owed  
13 by the pupil, any school requested to forward a copy of a transferring  
14 pupil's record to the new school shall comply and forward the record  
15 within ten school days after receipt of the request unless the record has  
16 been flagged pursuant to section 15-829. If the record has been flagged,  
17 the requested school shall not forward the copy and shall notify the local  
18 law enforcement agency of the request. School districts shall include in  
19 the educational records required by this subsection data collected  
20 pursuant to sections 15-741 and 15-766, as prescribed by the state board  
21 of education.

22 H. Any disclosure of educational records by the school district or  
23 charter school shall comply with the family educational rights and privacy  
24 act of 1974 (20 United States Code section 1232g).

25 I. ~~The provisions of~~ This section ~~do~~ DOES not apply to homeless  
26 pupils as defined in section 15-824, subsection C.